

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

NEW PRIORITY DATE:

Date of filing in State Engineer's Office OCT 21 1998 JAN 30 2008

Returned to applicant for correction _____

Corrected application filed _____

Map filed NOV 23 1998

The applicant Cortez Gold Mines, hereby makes application for permission to change the point of diversion of water heretofore appropriated under permit #57797

1. The source of water is Underground
2. The amount of water to be changed 0.84 c.f.s. (608.1 acre-feet per year)
3. The water to be used for mining and milling
4. The water heretofore permitted for mining and milling
5. The water is to be diverted at the following point within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23, T.27N., R.47E., M.D.M., (unsurveyed) from which the NE section corner of section 19, T.27N., 48 E., bears N. 69° 03' E., 12.176 ft.
6. The existing permitted point of diversion is located within within the NE $\frac{1}{2}$ SE $\frac{1}{2}$ Section 24, T.27N., R.47E., M.D.M., (unsurveyed), from which the NE corner of section 19, T.27N., R.48E., bears N. 66° 44' E., 6,925 ft.
7. Proposed place of use Same as existing
8. Existing place of use Sections 13, 24, & 25, T.27N., R.47E., (unsurveyed), and Sections 18, 19 & 30, T.27N., R.48E., M.D.M.
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 of each year.
11. Description of proposed works drilled & cased well with gravel packing submersible pump and motor, storage tanks, and pipeline distribution network.
12. Estimated cost of works \$400,000.00
13. Estimated time required to construct works one year
14. Estimated time required to complete the application of water to beneficial use two years
15. Remarks: The source under permit #57797 has been mined out, and a replacement supply is needed for the life of the mill, General mine and mill uses, as described under permit #57797 will continue.

By s/William A. Nisbet, Agent
421 Court Street
Elko, Nevada 89801

Compared my/cms hs/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 57797 is issued subject to the terms and conditions imposed in said Permit 57797 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 24663, Certificate 7292; 24664, Certificate 7293; 46224, Certificate 12482; 46225, Certificate 12483, Permits 58187-E through 58192-E, inclusive, 58985-E, 59339, 59340, and 64545 shall not exceed 1,035.4 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

The issuance of this permit, expires Permit 64544-T.

(CONTINUED ON PAGE 3)

November 16, 2000

December 16, 2000

November 16, 2001

December 16, 2001

N/A

this 17th day of, February A.D. 2000

this 17th day of, February A.D. 2000
Richard L. Thompson, P.E.
 State Engineer

Certificate No.	Issued
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~~CANCELLED FEB 01 2008 BECAUSE OF
FAILURE OF APPLICANT TO COMPLY WITH THE
PROVISIONS OF PERMIT~~

~~Tony T. - 25~~ STATE ENGINEER
~~Sam Rescued 2-3-2008~~